

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
WESTERN DIVISION

CIVIL ACTION NO. 04-30059-MAP

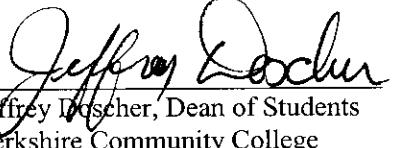
BRIAN C. MARQUIS, and all others)
adversely and similarly situated,)
)
Plaintiff,)
)
)
)
BERKSHIRE COMMUNITY COLLEGE,)
et al.,)
Defendants.)
)

DEFENDANTS' LR 16.1(D)(3) CERTIFICATION

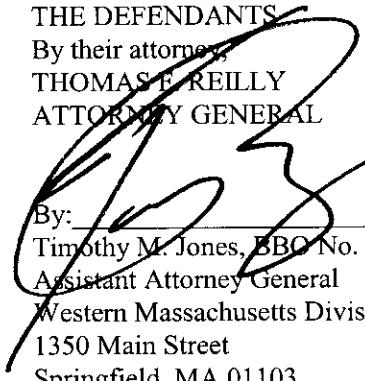
The Attorney General, on behalf of the defendants, submits this LR 16.1(D)(3) certification.

The undersigned hereby certify that they have conferred as required by Local Rule 16.1(D)(3) and have:

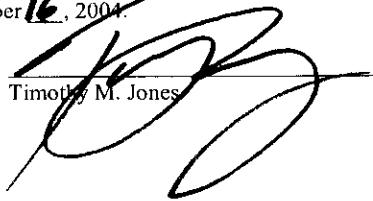
- (a) discussed and established a budget for conducting the full course and alternative courses of litigation in the above entitled action; and
- (b) considered the resolution of this matter through the use of alternative dispute resolution programs and mediation.


Jeffrey Poscher, Dean of Students
Berkshire Community College

THE DEFENDANTS
By their attorney,
THOMAS E. REILLY
ATTORNEY GENERAL


By:
Timothy M. Jones, BBO No. 618656
Assistant Attorney General
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(413)784-1240 (x 105); Fax: 784-1244

I hereby certify that the foregoing document was mailed to the plaintiff of record by first class mail on
November 16, 2004.


Timothy M. Jones